

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

EDMUND CARUSO,

Plaintiff,

v.

5:05-CV-851

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

APPEARANCES:

OF COUNSEL:

OLINSKY, SHURTIFF LAW FIRM
300 S. State Street
5th Floor
Syracuse, NY 13202
Counsel for Plaintiff

HOWARD OLINSKY, ESQ.

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United States Attorney for the
Northern District of New York
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Counsel for Defendant

WILLIAM H. PEASE, ESQ.
Assistant United States Attorney

NORMAN A. MORDUE, CHIEF JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate Judge George H. Lowe, duly filed on the 21st day of April 2008. Following ten days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED, that:

1. The Report-Recommendation is hereby adopted in its entirety.
2. The matter is remanded to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings.
3. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case.

IT IS SO ORDERED.

Dated: May 6, 2008
Syracuse, New York


Norman A. Mordue
Chief United States District Court Judge